

BOARD MEETING MINUTES

EUGENE THACH, PRESIDENT, PRESIDING

Monday, January 6, 1997

A. CALL TO ORDER

The January 6, 1997, meeting of the DeSoto County Board of Supervisors was called to order by Eugene C. Thach, Board President.

Sheriff James Albert Riley, the DeSoto County Sheriff was present and did open the DeSoto County Board of Supervisors meeting in a regular session to hear any and all business to come before the Board. The following were present:

Jessie Medlin-----District 1
Eugene C. Thach-----District 2
James D. Pearson-----District 3
John Caldwell-----District 4
Tommy Lewis-----District 5
W. E. "Sluggo" Davis-----Chancery Clerk
James Albert Riley-----Sheriff
Clovis Reed-----County Administrator
William H. Austin, Jr.-----Board Attorney

B. INVOCATION

The invocation was presented by Supervisor John Caldwell.

C. ACCEPTANCE OF DECEMBER MINUTES

The official minutes of the Board of Supervisors were read for the month of December, 1996. Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to accept the minutes of the Board of Supervisor's for December, 1996, as presented this date pursuant to Section 19-3-27 of the Mississippi Code of 1972, annotated. The vote was as follows:

Supervisor Jessie Medlin-----Yes
Supervisor Eugene Thach-----Yes
Supervisor James Pearson-----Absent
Supervisor John Caldwell-----Yes
Supervisor Tommy Lewis-----Yes

The **motion passed.**

D. DALE THOMPSON, RE: DECEMBER COUNTY BILLS

Due to the Comptroller Dale Thompson's illness, Jeannine Ruby presented the claims docket showing each department's standing as of December 31, 1996, for disposition. Supervisor Eugene Thach explained that his phone bill was higher than usual because he had used his phone during the month for personal calls, but he has reimbursed the county for all the personal calls he made.

Item D.,Continued,

County Administrator, Clovis Reed noted that the composite frame charged under the “Adv. County Resources” portion of the claims docket should be moved to “Furniture and Fixtures.” See Page 76 of the claims docket.

Jeannine Ruby also presented the YTD Expense Report. Supervisor Tommy Lewis opened discussion of “Prison Inmate Medical Costs” and asked if the budget was cut this year. The County Administrator and the Sheriff confirmed that the budget for this area was cut. Board Attorney, William Austin, said he is researching a statute to require a percentage of inmate medical costs to come from the sick inmate and will report back to the Board and Sheriff when details are worked out.

Supervisor John Caldwell asked about the “Other Economic Development” portion of the budget. County Administrator, Clovis Reed explained that membership fees were responsible for this portion of the budget.

Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the county bills as presented by Jeannine Ruby. The **motion passed** by a unanimous vote.

E. ORGANIZATION OF THE BOARD AND APPOINTMENTS

Supervisor James Pearson nominated by motion Supervisor John Caldwell for Board President of the Board of Supervisors effective January 8, 1997, for a term of one year to expire on January 5, 1998. Supervisor Tommy Lewis seconded the motion. The **motion passed** by a unanimous vote.

Supervisor James Pearson nominated by motion Supervisor Tommy Lewis for Vice-President of the Board of Supervisors effective January 8, 1997, for a term of one year to expire on January 5, 1998.. Supervisor John Caldwell seconded the motion. The **motion passed** by a unanimous vote.

Exhibit E.1 lists appointments expiring January, 1997. The list was discussed and the following was decided regarding these appointments:

Board of Adjustments - No changes will be made from current appointees listed on Exhibit E.1. They are as follows:

<u>District</u>	<u>Term</u>	<u>Appointee</u>	<u>Term Expires</u>
District 1 Representative	1 year	Wayne D. Hollowell, Jr	January 5, 1998
District 2 Representative	1 year	Carlton Gatlin	January 5, 1998
District 3 Representative	1 year	J. P. James, III	January 5, 1998
District 4 Representative	1 year	Vivian Berryhill	January 5, 1998
District 5 Representative	1 year	Wayne Anderson	January 5, 1998

Fire Protection Districts - Eddie Word no longer lives in DeSoto County, so this appointment is open. No other changes will be made from current appointees. They are as follows:

<u>District</u>	<u>Term</u>	<u>Appointee</u>	<u>Term Expires</u>
Lewisburg	5 year	Open	
Summer's Hill	5 year	Bill Scott	January __, 2002
Walls	5 year	Reed Stafford	January __, 2002
Eudora	5 year	JoAnn Albritton	January __, 2002

Item E., Continued,

Horn Lake Creek District - No change will be made from current appointee. They are a follows:

<u>District</u>	<u>Term</u>	<u>Appointee</u>	<u>Term Expires</u>
District 2 Representative	4 year	Tom Arnold	January __, 2001

DeSoto County Library Board (39-3-15) - Lyndall Snyder should be listed as District 1 Representative. The County Administrator verified that Lucie Bridgeforth is not due for re-appointment until 10/97.

Horn Lake Library Board - No changes will be made from current appointees. They are as follows:

<u>District</u>	<u>Term</u>	<u>Appointee</u>	<u>Term Expires</u>
District 3 Representative	1 year	Reba Little	January 5, 1998
District 4 Representative	1 year	Mary Deaton	January 5, 1998
District 4 Representative	1 year	Connie Sparks	January 5, 1998

Olive Branch Library Board - No changes will be made from current appointees. They are as follows:

<u>District</u>	<u>Term</u>	<u>Appointee</u>	<u>Term Expires</u>
District 1 Representative	1 year	Lelia Payne	January 5, 1998
District 1 Representative	1 year	Betty Collins	January 5, 1998
District 1 Representative	1 year	Gail Hanna	January 5, 1998

Southaven Library Board - No changes will be made from current appointees. They are as follows:

<u>District</u>	<u>Term</u>	<u>Appointee</u>	<u>Term Expires</u>
District 1 Representative	1 year	Peggy Hall	Janaury 5, 1998
District 2 Representative	1 year	Donna Bouchillon	January 5, 1998
District 3 Representative	1 year	Betty Moore	January 5, 1998

Regional Library Board - No changes will be made from current appointee. Appointee is as follows:

<u>District</u>	<u>Term</u>	<u>Appointee</u>	<u>Term Expires</u>
	5 year	Lucie Bridgeforth	January __, 2002

License Commission - No changes will be made from current appointees. They are as follows:

<u>District</u>	<u>Term</u>	<u>Appointee</u>	<u>Term Expires</u>
District 1 Representative	1 year	William Nichols	January 5, 1998
District 2 Representative	1 year	Dale Watson	January 5, 1998
District 3 Representative	1 year	Jerry Gross	January 5, 1998
District 4 Representative	1 year	John Harpole	January 5, 1998
District 5 Representative	1 year	David R. Johnson	January 5, 1998

Item E., Continued,

Massage Parlor Commission - No changes will be made from current appointee.

Appointee is as follows:

<u>District</u>	<u>Term</u>	<u>Appointee</u>	<u>Term Expires</u>
District 3 Representative	Concurrent with BOS		

Park Commission - No changes will be made from current appointees from Districts 1 and 5. Districts 2,3, and 4 appointments are open. Appointees are as follows:

<u>District</u>	<u>Term</u>	<u>Appointee</u>	<u>Term Expires</u>
District 1 Representative	1 year	Bill Welch	January 5, 1998
District 2 Representative	1 year	Mike Mullins	January 5, 1998
District 3 Representative	1 year	Fred Foshee	January 5, 1998
District 4 Representative	1 year	Hugh Thomas	January 5, 1998
District 5 Representative	1 year	Bowdre Emerson	January 5, 1998

Planning Commission - No changes will be made from current appointees. They are as follows:

<u>District</u>	<u>Term</u>	<u>Appointee</u>	<u>Term Expires</u>
District 1 Representative	1 year	Len Lawhon	January 5, 1998
District 1 Representative	1 year	Julius Cowan, Jr	January 5, 1998
District 1 Representative	1 year	Shirley James	January 5, 1998
District 2 Representative	1 year	Ruben Wright	January 5, 1998
District 2 Representative	1 year	Leonard Lindsey	January 5, 1998
District 2 Representative	1 year	Harold Stewart	January 5, 1998
District 3 Representative	1 year	Bruce Prewitt	January 5, 1998
District 3 Representative	1 year	Pat Koehler	January 5, 1998
District 3 Representative	1 year	Child Rice	January 5, 1998
District 4 Representative	1 year	C. G. Richardson	January 5, 1998
District 4 Representative	1 year	James Mayfield	January 5, 1998
District 4 Representative	1 year	Thomas Plunkett	January 5, 1998
District 5 Representative	1 year	Jimmy Louis Maxwell	January 5, 1998
District 5 Representative	1 year	Mike Robinson	January 5, 1998
District 5 Representative	1 year	Laverne Walters	January 5, 1998

Walls Sewer District - Both appointments are open.

Handicap Compliance Grievance Committee - No changes will be made from current appointees. They are as follows:

<u>District</u>	<u>Term</u>	<u>Appointee</u>	<u>Term Expires</u>
District 1 Representative	1 year	Woody Barnes	January 5, 1998
District 2 Representative	1 year	Sara Watkins	January 5, 1998
District 3 Representative	1 year	Marvin Graves	January 5, 1998
District 4 Representative	1 year	Mike Riley	January 5, 1998
District 5 Representative	1 year	Barbara Chamberlin	January 5, 1998

Mississippi Area of Governments Rep. - Supervisor Eugene Thach will be replaced by Supervisor John Caldwell.

Mid-State Opportunity Board of Directors - Open

Item E., Continued,

N Central MS Resource Conservation and Development District - No changes will be made from current appointees. Appointee is Supervisor John M. M. Caldwell, Sr.

North Delta Planning and Development District - No changes will be made from current appointees. They are as follows:

<u>District</u>	<u>Appointee</u>
Board of Supervisors Rep	Tommy Lewis
Minority Representative	G. P Gillespie
Municipal Representative	Charlie Reese
At-Large Representative	Lorine Cady

Supervisor Jessie Medlin made the motion and Supervisor James Pearson seconded the motion the accept the List of Appointments from Exhibit E.1 with the changes indicated above. The **motion passed** by a unanimous vote. **See Exhibit E.1.**

Supervisor James Pearson made the motion and Supervisor Tommy Lewis seconded the motion to appoint Daniel Murphy as County Engineer for a term of one year with said term expiring January 5, 1998. The **motion passed** by a unanimous vote.

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to appoint William Austin as Board Attorney for a term of one year with said term expiring January 5, 1998. The **motion passed** by a unanimous vote.

F. OLD BUSINESS

1. Bids Under Advisement

a. Justice Court Renovation

This item was held over until Wednesday, January 8, 1997.

b. Law Enforcement Uniforms

County Administrator Clovis Reed presented the bid results and reported that as indicated on the Exhibit F.1.b. the Director of Purchasing recommends accepting the lowest bid from Delta Uniform of \$734.00. Supervisor James Pearson made the motion and Supervisor John Caldwell seconded the motion to accept the lowest bid from Delta Uniform, as recommended, for law enforcement uniforms. The **motion passed** by a unanimous vote. **See Exhibit F.1.b.**

c. Building Supplies - Justice Court

Ed Spencer, Director of Operations and Maintenance, said that only one bid was received from this bid. Mr. Spencer said that he has been instructed by County Administrator Clovis Reed to verify that other companies who were sent a bid package, received the bid package. Ed Spencer will report back to the Board of Supervisors on Wednesday, January 8, 1997.

G. NEW BUSINESS

1. Authorizing Travel For All Officials and Employees

In accordance with Section 25-3-41 Mississippi Code of 1972, as amended, any official or employee of DeSoto County, Mississippi, is hereby authorized to travel during the period of January 7, 1997, to February 3, 1997, as necessary and incur travel expenses in the performance of their official duties for DeSoto County. That all such travel is hereby authorized contingent on funds being available in the departmental budget of the individual traveling.

Item G.1., continued,

Supervisor James Pearson made the motion to authorize travel for all officials and employees of DeSoto County for the period of January 7, 1997, to February 3, 1997. Supervisor John Caldwell seconded the motion. The **motion**

passed by a unanimous vote.

2. Justice Court Report

The DeSoto County Justice Court Clerk, Linda Aldridge, did meet with the Board of Supervisors and presented the Justice Court Report for the month of December 1996, pursuant to Section 9-11-19 of the Mississippi Code of 1972, Annotated.

Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to accept the Justice Court Report for the month of December, 1996. The **motion passed** by a unanimous vote. **SEE EXHIBIT G.2.**

3. Monthly Road Report and Work Schedule

Road Manager Kenny Gunn met with the Board of Supervisors to present the Road Department Monthly Road Report for the Month of December 1996, and Work Schedule for the month of January, 1997, pursuant to Section 65-17-7 of the Mississippi Code of 1972, annotated.

Supervisor Tommy Lewis asked after reviewing the report if work orders are reviewed to be sure work is done. Road Manager Kenny Gunn said foremen have been cautioned to return all work orders. Mr. Gunn reported that most work orders are handled in one to two days.

Supervisor Eugene Thach asked if the Road Department reports could be distributed the Thursday before the meeting to allow the Board to review the report. The Road Manager Kenny Gunn said that he would run the report on Thursday before the Board meeting.

Road Manager Kenny Gunn asked for the Board's direction in response to calls he has gotten regarding fast traffic on Windermere North and Windermere South. Mr. Gunn recommends putting stop signs in the area to slow traffic. Supervisor Tommy Lewis asked Kenny Gunn to look at the problem area again and make sure stop signs are the best solution to handle traffic on Windermere. Supervisor Tommy Lewis also said that this is another example of how an established manual or procedure for stop signs would be an asset to the County.

Supervisor John Caldwell told Road Manager Kenny Gunn that he has received complaints about the road shoulders. Kenny Gunn reported that they are putting gravel on shoulders today as weather permits.

Road Manager Kenny Gunn reported to the Board that he has looked at Tchulahoma Road after a recent accident and found the road is paved ditch to ditch and there is no room for shoulder gravel. Mr. Gunn suggested that to provide a shoulder would require widening the road and asked direction from the Board if shoulder work was to be done on this road.

Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to accept the Road Report for December 1996, and Work Schedule for January, 1997. The **motion passed** by a unanimous vote. **SEE EXHIBIT G.3.**

Item G., continued,

4. Bailiff Pay

Pursuant to Section 25-7-27, Section 1, paragraph (e) which allows for Constables working as Bailiffs to be paid as provided under Section 25-3-69, Mississippi Code of 1973, Annotated, Supervisor James Pearson made the motion

and Supervisor Jessie Medlin seconded the motion to pay Tommy Carr the amount of \$320.00 for the month of December, 1996; to pay Jerry Easley the amount of \$160.00 for the month of December, 1996; and to pay Joe Holmes the amount of \$80.00 for the month of December, 1996, for their service as bailiff for DeSoto County Justice Court. The **motion passed** by a unanimous vote. **SEE EXHIBIT G.4.**

5. Authorizing Advertisement for County Depository

Supervisor Tommy Lewis made the motion and Supervisor James Pearson seconded the motion to authorize the advertisement of a County depository. The **motion passed** by a unanimous vote. **See Exhibit G.5.**

6. BFI Request for Price Increase

County Administrator Clovis Reed presented a notice he had received from BFI concerning a price increase for the collection contract. Supervisor James Pearson said he still is not happy with BFI's service. Supervisor Jessie Medlin said an entire neighborhood in Ingrams Mill did not have garbage service Christmas week. Supervisor John Caldwell said he had the same situation and now has a truck load of garbage that did not get picked up by BFI. After discussing BFI's service, Supervisor John Caldwell suggested the Board think about getting other proposals before making a decision about BFI. **See Exhibit G.6.**

7. Inventory Disposition

The Board of Supervisors were given a list of equipment owned by the county that is either not repairable or not cost effective to repair. Supervisor James Pearson made the motion to accept receipts from the Inventory Clerk pursuant to Section 31-7-107 of the Mississippi Code and did approve the disposition on the report as noted on Exhibit G.7. Supervisor John Caldwell seconded the motion. The **motion passed** by a unanimous vote. **SEE EXHIBIT G.7.**

8. Approval of Waiver of Process

William Austin, the Board Attorney, explained that Christian Goeldner represents people who are seeking to amend a subdivision and this waiver is in connection with that case. Supervisor Tommy Lewis made the motion and Supervisor James Pearson seconded the motion to approve the Waiver of Process. The **motion passed** by a unanimous vote.

9. Order making fully executed Drug Testing Contract Renewal a part of the Minutes

Supervisor Tommy Lewis made the motion and Supervisor James Pearson seconded the motion to make the fully executed drug testing contract renewal a part of the minutes. The **motion passed** by a unanimous vote. **See Exhibit G.9.**

10. Circuit Court Order Concerning Part-time Public Defenders

County Administrator Clovis Reed presented that two part-time public defenders have been appointed to replace full-time Susan Brewer. Melinda Meacham has been appointed at a salary of \$18,600.00 with a \$3,600.00 office expense allowance and Jim Franks has been appointed at a salary of \$10,600.00 with a \$3,600 office expense allowance. Supervisor John Caldwell made the motion and Supervisor James Pearson seconded the motion to approve the appointments of Melinda Meacham and Jim Franks up to the amounts listed above. The **motion passed** by a unanimous vote. **See Exhibit G.10.**

H. OTHER ISSUES

1. Daniel Murphy, Bridge Project Plan

County Engineer Daniel Murphy requested a program project be approved resulting in the replacement of five bridges through a program set up by the State. Mr. Murphy said this should eliminate bridge problems. The five bridges are located on Blye Road, Delta View Road, Oak Grove Road, Horn Lake Road, and

Love Road. Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to replace these five bridges through the program set up by the State. The **motion passed** by a unanimous vote.

2. I-69 Mid Continent Highway Coalition Inc. Meeting

Supervisor Jessie Medlin made the motion and Supervisor James Pearson seconded the motion to approve Supervisor Eugene Thach to attend the I-69 Mid Continent Highway Coalition Inc. Meeting in Washington D.C. from March 18 through March 20, 1997. The **motion passed** by a unanimous vote.

3. Smoke Room

Ed Spencer, Director of Operation and Maintenance updated the Board that a small office in the southwest corner of the first floor will be designated as the first floor smoking area. Proper ventilation will be installed soon. Mr. Spencer has contacted the Archives to get approval to complete the second floor designated smoking area and is waiting for their answer to begin the project.

4. Ambulance Service Meeting With Mayors

Supervisor Eugene Thach informed the Board of Supervisors that some of the Mayors have requested a meeting regarding ambulance service.

5. Bobby Storey and Frank Treadway

Bobby Storey, Eudora EMS Director, requested approval to send five people to EMD school at a cost of three at \$250.00 and two at a cost of \$85.00, totaling \$920.00. Mr. Storey said the funds are available from his budget and are refundable by the State. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve sending five people to EMD school as requested by Bobby Storey. The **motion passed** by a unanimous vote. See Exhibit H.5.

6. Letter From Audit Department

Supervisor Eugene Thach said the Board has received a letter from the Audit Department clearing the County of not operating in the unit system.

7. Homestead

Chancery Clerk W.E. Davis presented two petitions to add back homestead exemptions that were deleted in error for Florence E. Davis and J. H. Brock. Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to approve the homestead petitions as requested. The **motion passed** by a unanimous vote. See Exhibit H.7.

Supervisor Eugene Thach said that he has enjoyed serving as President of the Board of Supervisors and he appreciated the cooperation he has received from the other Board members.

I. EXECUTIVE SESSION

The executive session portions of these minutes are recorded under the portion of the minutes called "Executive Session".

Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to recess until Wednesday, January 8, 1997, at 9:00. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----	Yes
Supervisor Eugene Thach-----	Yes
Supervisor James D. Pearson-----	Absent
Supervisor John Caldwell-----	Yes
Supervisor Tommy Lewis-----	Yes

THIS the January 6, 1997, these minutes have been read and approved by the DeSoto County Board of Supervisors.

EUGENE C. THACH, President
DeSoto County Board of Supervisors